

KENNETH W. MAHER

Attorney at Law

8888 Keystone Crossing
Suite 1300
Indianapolis, Indiana 46240



Phone (317) 575-4168
Fax (317) 357-1066
Alternate Fax (317) 575-4180

March 18, 1997

Timothy J. Kern, Esq.
Assistant Attorney General
Environmental Enforcement Section
State Office Tower
30 East Broad Street
Columbus, OH 43215-3428

Re: Master Metals

Dear Mr. Kern:

This letter is being written as a follow-up to our recent telephone conversation. As I informed you during that conversation, I am representing Thomson Consumer Electronics ("TCE") in the Master Metals matter. In response to a Freedom of Information Act request, U.S. EPA has provided me:

1. A copy of your February 2, 1996 letter to Dennis Reis;
2. A Master Metals PRP List, showing RCA Corporation as responsible for 513,420 pounds of materials to the Master Metals site; and,
3. A List of companies that have sent waste material to Master Metals, dated April 7, 1995, and Attachments I and II thereto.

It appears that the 513,420 pounds reported in item number 2 was derived from the total of the pounds reported for TCE/RCA in the 1990, 1991 and 1992 RCRA Annual Facility Reports and for RCA in the 1988 RCRA Annual Facility Report which were part of Reference 13 for item number 3 above.

After a review of its records, TCE believes the 1992 Master Metals RCRA Annual Facility Report volume for TCE/RCA contained in Reference 13 is significantly overstated as a result of some clerical error. A copy of page 4 of that report, showing 350,780, pounds is enclosed. Also enclosed are copies of the hazardous waste manifest for the only shipment of materials from the TCE/RCA facility to Master Metals in 1992 and the pertinent page from TCE's Generator Annual Hazardous Waste Report for 1992, each of which shows only 27,860 pounds of material was shipped from TCE's facility to the Master Metals facility in 1992. From our telephone conversation, I



understand that the Reference 13 document was prepared by entering data from other source documents. Therefore, we believe that the Master Metals PRP List (item no. 2, above) overstates the volume for RCA Corporation (TCE) by at least 322,920 pounds as a result of some clerical error. (We are still attempting to locate records for 1988. We believe that there may have been a smaller overstatement of the 1988 volume.)

Based on the foregoing, TCE respectfully requests:

1. That the undersigned be provided copies of the document(s) which provided the source for the volume reported for TCE/RCA in the 1992 RCRA Annual Facility Report and the volume reported for RCA in the 1988 RCRA Annual Facility Report, and
2. That your office advise the appropriate person(s) at Region 5, U.S. EPA and Mr. Dennis Reis that the 513,420 volume previously attributed to RCA Corporation (TCE) should be reduced by 322,920 pounds to 190,500 pounds.

Your assistance in this matter will be appreciated. As I stated during our conference call, TCE wishes to work with the PRP group in its efforts to address concerns at the Master Metals site, but it wishes to do so based on an allocation of costs based on its actual volume of materials shipped to the site rather than an overstated volume.

Very truly yours,



Kenneth W. Maher

cc: Kris P. Vezner, Esq.
Thomas Alcamo
Dennis Reis, Esq.

03/29/95
HMFACCTV

OHIO ENVIRONMENTAL PROTECTION AGENCY
DIVISION OF HAZARDOUS WASTE MANAGEMENT
1992 FACILITY ANNUAL REPORT

PAGE 4

HAZARDOUS WASTE FACILITIES
ALPHA WITHIN COUNTY

COUNTY: CUYAHOGA
FACILITY : MASTER METALS INC

CONFIDENTIAL: N

EPA WASTE CODES	WASTE KEY AND DESCRIPTION	HANDLING CODE DESCRIPTION	AMOUNT/UNIT
0006	01 LEAD FRIT	T07 INCINERATE-ROT KILN	103,137 P
GEN: TCE/RCA 24200 US ROUTE 23 SOUTH CINCLEVELLE OH 43113			
0006	01 LEAD GLASS PICTURE TUBES	T07 INCINERATE-ROT KILN	350,780 P
GEN: FUSION INC 4711 TOPPS INDUSTRIAL PARKWAY WILLOUGHBY OH 44094			
0006 0011	01 HAGHOUSE DUST	T07 INCINERATE-ROT KILN	20,000 P
GEN: AMERICAN MATSUSHITA ELEC CORP 1400 WEST MARKET STREET T40Y OH 43373			
0004 0005 0007 0008	01 LEADED GLASS 02 LEADED GLASS	T07 INCINERATE-ROT KILN T07 INCINERATE-ROT KILN	469,780 P 860,462 P
GEN: OI-MEG TELEVISION PRODUCTS INC 711 SOUTHWOOD AVE COLUMBUS OH 43207			
0006	01 LEAD RESIDUES	T07 INCINERATE-ROT KILN	357,697 P
GEN: ANCHOR GLASS CONTAINER CORP 1926 BALDRIDGE STREET CONNELLSVILLE PA 15425			
0006	01 LEAD CONTAINING PAINT CHIPS	T07 INCINERATE-ROT KILN	9,465 P
GEN: GTI CORPORATION RD 2 BOX 2095 ROUTE 19 MADLEY PA 16130			
0006	01 LEADED GLASS	T07 INCINERATE-ROT KILN	202,300 P
GEN: BATTERY SYSTEMS INC 490 CHILE ROAD WASHINGTON PA 15301			
0006	01 LEAD DROSS	T07 INCINERATE-ROT KILN	46,870 P

D-51821 R1241

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. 0 H b b 4 3 7 3 6 6 4 4		Manifest Document No. 2 0 1 7 1		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.					
3. Generator's Name and Mailing Address TCE/RCA 24200 U.S. ROUTE 23, SOUTH CIRCLEVILLE, OHIO 43113						A. State Manifest Document Number							
4. Generator's Phone (614) 474-8821						B. State Generator's ID							
5. Transporter 1 Company Name CHEM SERV ENVIRONMENTAL CO.				6. US EPA ID Number 0 H D 9 8 6 9 7 1 1 8 2		C. State Transporter's ID							
7. Transporter 2 Company Name				8. US EPA ID Number		D. Transporter's Phone 614-771-1881							
9. Designated Facility Name and Site Address MASTER METALS, INC. 2850 W. THIRD ST. CLEVELAND, OHIO 44113				10. US EPA ID Number 0 H D 0 9 7 6 1 3 8 7 1		E. State Transporter's ID							
						F. Transporter's Phone							
						G. State Facility's ID							
						H. Facility's Phone 216-621-2361							
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)						12. Containers		13. Total Quantity		14. Unit Wt/Vol		15. Waste No.	
a. X RQ, HAZARDOUS WASTE, SOLID, N.O.E., ORM-E, CONTAINS LEAD, NA9189 (EPA-EP TOXICITY)						d o 1 c M		2 7 8 6 0		P		D005 D007 D008	
b.													
c.													
d.													
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Wastes Listed Above							
15. Special Handling Instructions and Additional Information RETURN TO WILLIAM J. CARDAMON EMERGENCY RESPONSE PHONE # 614-474-8821													
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.													
Printed/Typed Name WILLIAM J. CARDAMON					Signature [Signature] ON THE COMPANY'S BEHALF			Month Day Year 0 1 1 7 9 2					
17. Transporter 1 Acknowledgement of Receipt of Materials													
Printed/Typed Name JOHN WOODS					Signature [Signature]			Month Day Year 0 1 1 7 9 2					
18. Transporter 2 Acknowledgement of Receipt of Materials													
Printed/Typed Name					Signature			Month Day Year					
19. Discrepancy Indication Space													
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.													
Printed/Typed Name OTTO LAWRENCE / MASTER METALS, INC.					Signature [Signature]			Month Day Year 0 1 1 7 9 2					

GENERATOR ANNUAL HAZARDOUS WASTE REPORT (cont.)

For the calendar year ending December 31, 1992

FACILITY INFORMATION

(specify receiving facility to which all wastes on this page were sent)

VIII. GENERATOR'S EPA I.D. NO.

OH.D.043.736.644

IX. FACILITY'S EPA I.D. NO.

X. FACILITY NAME

OH.D.097.613.871

MASTER METALS, INC.

XI. FACILITY'S ADDRESS

2850 WEST 3RD STREET

Street

CLEVELAND

City or Town

OH

State

44113

Zip Code

XII. WASTE IDENTIFICATION

LINE	A. DESCRIPTION OF WASTE	B. DOT HAZARD CLASS	C. EPA HAZARDOUS WASTE CODE (see instructions)	D. AMOUNT OF WASTE	E. UNIT OF MEASURE
1	GLASS, FINES, AND GLASS	1	D010.5	D010.7	
	BATIKIN DUST	2	D010.8		
				2,786.0	P
2					
3					
4					
5					
6					
7					
8					

XIII. COMMENTS (enter information by section number)

RECEIVED
MAR 5 1997
U.S. EPA Region 5
Office of Regional Counsel

KENNETH W. MAHER

Attorney

8888 Keystone Crossing

Suite 1300

Indianapolis, Indiana 46240



Kris P. Vezner, Esq.
Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 5
77 West Jackson Blvd.
Chicago, IL 60604-3590

60600-3590

